

## James Asher Lynch, III

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November 2, 2001

Brian M. Nishitani, Esquire Sr. Assistant Regional Counsel United States Environmental Protection Agency Region 3 - 1660 Arch Street Philadelphia, PA 19103-2029

RE: EPA's Information Request Letter to

Mr. Richard Heller

Lower Darby Creek Area Superfund Site

Dear Mr. Nishitani:

After discussing the above-referenced information request with Mr. Richard Heller, he has decided to respond with the utmost caution and invoke the privileges afforded him by the Fifth Amendment to the United States Constitution as I indicated during our telephone conversation on November 1, 2001.

Accordingly, attached hereto please find Mr. Heller's Answers to Questions addressed to him in enclosure F of your Information Request.

Very truly yours,

JAMES ASHER LYNCH III

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JAL/rlw

## ENCLOSURE F - ANSWERS TO QUESTIONS ADDRESSED TO MR. RICHARD HELLER

I through 16, inclusive. I respectfully decline to answer any of the questions in enclosure F on the grounds that such answers may tend to incriminate me, and I, therefore, invoke the privilege afforded me by the Fifth Amendment to the United States Constitution and Article I, Section 9, of the Pennsylvania Constitution.

Richard S. Heller